



IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DARRELL G. OBER,

Plaintiff

NO. 1: CV-01-0084

(Judge Caldwell)

VS.

CIVIL ACTION - LAW

PAUL EVANKO, MARK CAMPBELL, THOMAS COURY, JOSEPH WESTCOTT, HAWTHORNE CONLEY, JOANNA REYNOLDS, AND SYNDI GUIDO,

JURY TRIAL DEMANDED

AUS 0 6 2001

Defendants

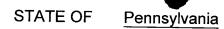
DEFENDANTS' MOTION FOR SANCTIONS PURSUANT TO RULE 11 OF THE FEDERAL RULES OF CIVIL PROCEDURE EXHIBIT C, AFFIDAVIT OF MARY BUNGO

JAMES M. SHEEHAN

General Counsel

Commonwealth of Pennsylvania

SYNDI L. GUIDO Deputy General Counsel Governor's Office of General Counsel 333 Market Street, 17th Floor Harrisburg, PA 17101 (717) 783-6563 JOANNA N. REYNOLDS Assistant Counsel Pennsylvania State Police 1800 Elmerton Avenue Harrisburg, PA 17110 (717) 783-5568



COUNTY OF Dauphin

AFFIDAVIT

- I, Mary Bungo, being first duly sworn according to law, depose and say:
- 1. I, Mary Bungo, am assigned to the PSP Executive Offices as the Executive Secretary to Commissioner Paul Evanko.
- 2. Among my duties are the review and processing of revisions and amendments to PSP Department regulations, once they reach the Commissioner's Office for approval.
- 3. I participated in the review and processing of revisions and amendments to Administrative Regulation (AR) 1-1, **Organization**, which included AR-1.02C, **Chain of Command**.
- I had various questions and comments relating to portions of AR 1-1 when Corporal William McAveary brought it to me for final approval. None of those questions and comments were about AR 1-1.02C.
- 5. After addressing my areas of concern, Corporal McAveary brought me the final revised version of AR 1-1. Because AR 1-1 had to be processed quickly in order to prepare the Department for its triennial Commission on Accreditation of Law Enforcement Agencies (CALEA) accreditation inspection, I auto-penned the Change Sheet which accompanied distribution of the official regulation, with the Commissioner's facsimile signature, in the presence of Corporal McAveary.
- 6. The Commissioner never personally saw the revisions to AR 1-1 nor did he personally approve the amendments to AR 1-1.

Sworn to and subscribed before me this

154h Day of MAY 200

Notary Public

My Commission Expires:

NOTARIAL SEAL GRETCHEN A. PAUL, NOTARY PUBLIC SUSQUEHANNA TWP., DAUPHIN CO., PA MY COMMISSION EXPIRES MAY 27, 2002